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Patent
Attorney's Docket No. 029430-360

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)	ALLOWED: 07-09-99
)	ISSUED FEE PAID: 09-27-99
Tsuneji SUZUKI et al al)	BATCH: V57
)	
Application No.: 08/935,087)	Group Art Unit: 1612
)	
Filed: September 26, 1997)	Examiner: Rita Desai
)	
For: CELL DIFFERENTIATION)	
INDUCER)	

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TECH CENTER 1600/2900

**REQUEST FOR WITHDRAWAL OF IMPROPER
HOLDING OF ABANDONMENT**

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This letter is responsive to the Notice of Abandonment Letter mailed by the U.S. Patent Office on May 25, 2000, in connection with the above-identified application.

Therein, the Patent Office indicates this application became abandoned based on Applicants failure to submit proposed formal drawings as assertedly required in the Notice of Allowability. However, the Notice of Allowability received by Applicants did not indicate that formal figures were necessary. Also, Applicants respectfully note that a PTOL 948 criticizing the figure submitted upon filing herein was not provided with any other Office Communication issued by the Patent Office in connection with this application. Applicants assumed, based thereon and as is appropriate under the Rules, that the figure submitted with the as-filed application had been accepted by the Patent

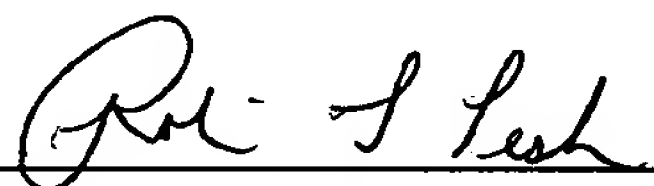
Office. Moreover, after receipt of the Notice of Allowability Applicants carefully reviewed all papers issued by the Patent Office and, based thereon, were of the reasonable belief that all formal matters were in good order, and that only payment of the Issue Fee was required. In this regard, the Issue Fee was timely paid on September 27, 1999.

Accordingly, withdrawal of the improper Notice of Abandonment is respectfully requested as the Patent Office never advised Applicants of any need to submit formal figures.

Also, in order to expedite prosecution, Applicants further provide the formal Figure with this Letter. It is anticipated that no fee should be required based on the improper holding of abandonment by the Patent Office. However, if any fees are necessary, the Patent Office is authorized to charge Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: 
Robin L. Teskin
Registration No. 35,030

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Date: June 12, 2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Tsuneji SUZUKI et al

Application No.: 08/935,087

Filed: September 26, 1997

For: CELL DIFFERENTIATION INDUCER



) Attention: DRAFTING BRANCH

) Allowed: 07-09-99

) Batch: V57

) Group Art Unit: 1612

) Examiner: Rita Desai
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)
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SUBMISSION OF FORMAL DRAWING

Assistant Commissioner for Patents
Washington, D.C. 20231

ATTN: OFFICIAL DRAFTSMAN

Sir:

Enclosed please find one sheet of formal drawing for review by the Patent and Trademark Office. Should the enclosed drawings require changes, it is respectfully requested that the Patent and Trademark Office notify the undersigned of same.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: Robin L. Teskin

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